

**MINUTES OF
CITY OF DUVALL
COUNCIL MEETING
7/28/05
7:00 PM**

Council Workshop 6:00 PM: **Miscellaneous Code Changes associated with the UDR Update.**

Executive Session: 20 Minutes – Labor Negotiations

6:25 p.m. The Council Chambers were cleared for a 20 minute Executive Session regarding Labor Negotiations.

6:45 p.m. The Executive Session was extended 5 minutes.

6:50 p.m. The Executive Session Adjourned.

The City Council Meeting was called to order by Mayor Pro Tem Jeffrey Possinger at 7:00 PM.

Council Present: Will Ibershof, Jeffrey Possinger, Dianne Brudnicki, Gary Gill, Heather Page, Greg Von Tobel. *Absent: Gérard Cattin.*

Staff Present: Doreen Booth, Steve Schuller, Glenn Merryman, Dianne Nelson, Lara Thomas, Todd Hall, Bruce Disend, Jodee Schwinn.

I. Additions or Corrections to the Agenda:

Under Consent Agenda add: Payroll in the amount of \$116,834.54; Claims in the amount of \$565,796.35; and excusing the absence of Councilmember Gérard Cattin. Under New Business add Item #10: Discussion of the lifting of the sewer moratorium in the event the UDR is adopted.

II. Approval of the July 28, 2005 Council Agenda:

It was moved and seconded (Ibershof-Von Tobel) to approve the July 28, 2005 Council Agenda. Carried. (6 ayes).

III. Comments from the Audience:

There were no comments from the audience.

IV. Approval of Consent Agenda:

It was moved and seconded (Ibershof-Page) to approve the consent agenda, which included Payroll in the amount of \$116,834.54; Claims in the amount of \$565,796.35; the Council Meeting Minutes of 7/14/05; and excusing the absence of Councilmember Cattin. Carried. (6 ayes).

V. Presentation: Library Board Report

Paige Denison, Chair of the Duvall Library Board, presented the Duvall Library Board's Annual Report. She reported on a number of changes that have occurred at the Duvall Library and at the King County Library System recently. She also gave an update on the siting for the new 8,000 sq. ft. Duvall Library. Currently the King County Library Board is looking at two properties on the eastside of SR203 near the Copper Hill area but are still awaiting information on other sites of interest in Oldtown Duvall.

Ms. Denison also introduced Denise Siers, Associate Director of the King County Library System, and Laura Boyes, the new Manager of the Duvall and Woodinville Libraries.

Laura Boyes, Manager of the Duvall Library, introduced herself and welcomed everyone to come into the Duvall Library. She reported that there has been a lot of exciting changes at the Library and if patrons haven't been in recently, to stop by.

VI. Scheduled Items:

1. Mayor Pro-Tem: Mayor Pro-Tem Jeffrey Possinger explained that tonight may be a long meeting, and that there has been a process in place for the last few months to get Duvall to this point. He asked for everyone's patience and understanding and commented that tonight will be a monumental night. He thanked the Staff, Planning Commission and Councilmembers, and expressed his appreciation for what everyone has done over the last few years to get the town ready to come out of the moratorium. Mayor Possinger also thanked the Lake Washington Technical College (LWTC) staff and board members for coming out and talking with Duvall. He noted there is an item on the Council Agenda in support of the LWTC's future expansion plans. He also thanked the King County Library Board for meeting with representatives from Duvall over the last couple of weeks to talk about where the KCLS is going to site the new library. Lastly, Mayor Possinger reported that he and other representatives from some of the smaller cities of the Suburban Cities Association met with King County Executive Ron Sims regarding some of the issues that towns like Duvall suffer in dealing with King County.

2. Committee Reports:

a. Land Use Committee: Councilmember Heather Page said the Committee did not have a report, but she did encourage all of the Councilmembers to read the minutes from the Snoqualmie Watershed Forum Meeting and let her know if you have any questions.

b. Public Safety Committee: There was no report.

c. Economic Development Committee: Councilmember Will Ibershof reported that the Committee met with Berk & Associates, the City's Economic Development Consultants,

to review material to date. There will be two public meetings held this fall to receive community input.

d. Finance & Administration Committee: Councilmember Greg Von Tobel reported the Committee has been working on a reduced rate matrix for low income utility customers. The Committee has also been discussing what the City can do to help support the Youth Center. A City-wide Youth Advisory Committee will be formed to assist in this process.

c. Public Works Committee: Councilmember Gary Gill reported the Committee met and discussed the Main Street Reconstruction project. He reported public works received 15 letters of interest from engineering firms in response to a request for proposals. The Committee will narrow the firms down to three. They will meet with each of the three firms individually and then select one. Construction of the project is projected to begin in 2007.

3. Council: There were no reports.

4. Staff:

a. Doreen Booth, City Hall Administrator/Planning Director, reported that after tomorrow, the front entrance to City Hall will be temporarily closed due to construction of the remodel. Customers can access City Hall downstairs behind the building. Doreen reported the Planning Commission will begin work on the Sign Code. She would like to schedule a joint meeting with the Planning Commission and City Council to discuss the code for September 15th. Doreen also reported the Planning Department is working on creating all new applications, checklists, and packets, in anticipation of coming out of the moratorium.

b. Steve Schuller, Public Works Director, reported staff is working on the City's website. They hope to have the new website up and running in mid-August. He stressed the importance of having a good, well running City web page.

c. Glenn Merryman, Chief of Police, thanked Mayor Possinger for attending the recent ceremony for the Coalition of Small Police Agencies Major Crimes Task Force kick off. In attendance were all the Mayors and Representatives from each of the Coalition's respective cities, along with several State Representatives. The Coalition also received their \$100,000 check that was given to them to assist the program. Chief Merryman also announced that the new Crime Statistics Index Report is out and he was very excited to report that the City of Duvall had among the lowest crime rates in King County.

d. Finance Director, Dianne Nelson, reported that the Finance Department has started the budget process with staff. She announced that she is working on a new budget format for Council. She asked Council to let her know if there are other things that they would like to see presented, or presented differently, in the budget process. She also said there are a couple of upcoming State-wide initiatives on the November ballot that Councilmembers may want to be aware of. Lastly, Dianne reviewed a spreadsheet of the City's current debt obligations and asked Councilmembers to call her with any questions.

VII. Public Hearing: Stoneridge Developer Agreement

Lara Thomas, Assistant Planner, presented the Stoneridge Development Agreement and reviewed the proposed project.

7:37 PM: The Public Hearing was opened.

Ty Waude, 2365 132nd Avenue NE, Bellevue, said that although he is not the applicant, he has been involved with the project over the last 6 years and encourages Council to approve the developer agreement. He said the developer has really taken what was a difficult site and created something really great with it.

Owen Roberts, 10634 E. Riverside Drive, Bothell, owner of the property, thanked staff for all of their help on this project. The site has a steep slope and a lot of problems have been solved.

Michael Reid, 3525 - 223 Avenue SE, Sammamish, Project Manager, thanked the staff and attorney for working with them to solve some difficult issues with this site and coming to a very amicable resolution on some difficult conception problems and site design. He believes they have some good concepts and have integrated some of the projects that they have done in other places.

Lara Thomas, Assistant Planner, noted for the record that section 8.1.3 should be corrected to read lot 21, not lot 22.

7:41 PM: The Public Hearing was closed.

Public Hearing: Ordinance repealing Ordinance #998, a moratorium on land development activities, establishing a six week moratorium on the filing of applications for certain land development activities and declaring an emergency.

Doreen Booth, City Hall Administrator/Planning Director, explained the purpose for holding a Public Hearing on the recently passed moratorium Ordinance.

7:43 PM: The Public Hearing was opened.

Michael Reid, Sammamish, commented that as a land developer he is never a fan of moratoriums, but he feels that that this Ordinance extending the moratorium is very reasonable to ensure the necessary processes are in order and ready for the City to come out of the moratorium.

7:44 PM: The Public Hearing was closed.

VIII. Unfinished Business: None

IX. New Business:

1. (AB05-47) Resolution #05-15 approving the Stoneridge Developer Agreement dated July 28, 2005, subject to conditions of the developer agreement and the attached exhibits. *It was moved and seconded (Ibershof-Von Tobel) to approve Resolution #05-15 approving the Stoneridge Developer Agreement dated July 28, 2005, subject to conditions of the developer agreement and the attached exhibits. Carried. (6 ayes).*

2. (AB05-49) Resolution #05-16 in support of Lake Washington Technical College's proposal to pilot the offering of a bachelor's degree in applied technology. *It was moved and seconded (Von Tobel-Gill) to pass Resolution #05-16 in support of Lake Washington Technical College's proposal to pilot the offering a bachelor's degree in applied technology. Carried. (6 ayes).*

3. (AB05-50) Approve and authorize the Mayor to sign Interlocal Cooperation Agreement with King County regarding the Community Development Block Grant Program. *It was moved and seconded (Ibershof-Von Tobel) to approve and authorize the Mayor to sign the Interlocal Cooperation Agreement with King County for the Community Development Block Grant Program. Carried. (6 ayes).*

4. (AB05-51) Ordinance #1011 Ordinance repealing Title 14 of the Duvall Municipal Code, "Unified Development Regulations," and adopting a new Title 14, "Unified Development Regulations." *It was moved and seconded (Page-Ibershofl) to adopt Ordinance #1011 repealing Title 14 of the Duvall Municipal Code, "Unified Development Regulations," and adopting a new Title 14, "Unified Development Regulations."*

Doreen Booth gave a brief history on the process that brought about the changes to the UDR. She reviewed the most recent updates to the draft and asked the Council to amend their motion to include the latest revisions numbered #1 through #12 in the staff report dated July 28, 2005.

It was moved and seconded (Page-Ibershof) to amend the motion to include the changes numbered #1 - #12, in the staff report dated July 28, 2005. Amendment carried. (6 ayes).

The motion to adopt Ordinance #1011, as amended, carried. (6 ayes).

Mayor Pro Tem Possinger stated for the record that the Tree Protection Section should be a less onerous statute than what the City currently has, and that after a couple of plats have been completed the City will see how it is working and review for any necessary changes.

5. (AB05-52) Ordinance #1012 amending portions of Duvall Municipal Code Chapters 2.15, 2.22, and 2.24, and repealing Chapter 2.18 in order to provide consistency with revisions to Title 14 DMC, the City's Unified Development Regulations. *It was moved and seconded (Ibershof-Page) to adopt Ordinance #1012 amending sections 2.15.030, 2.22.010, 2.22.020, 2.22.030, 2.22.070, 2.24.010, 2.24.020,*

2.24.030, 2.24.040, 2.24.050, 2.24100 of the Duvall Municipal Code and repealing Chapter 2.18 DMC in order to provide consistency with revisions to Title 14 DMC, the City's Unified Development Regulations. Carried. (6 ayes).

Councilmember Ibershof noted that he would like the fees reviewed and revised, if necessary. The Council as a whole agreed.

Doreen Booth commented that the fees will be looked at in the near future.

6. (AB05-53) Ordinance #1013 amending portions of Duvall Municipal Code Chapter 5.02, and repealing 5.03.330, in order to provide for an Administrative Decision-Making Process for such businesses and to make those sections consistent with Title 14 DMC, the City's Unified Development Regulations. *It was moved and seconded (Page-Gill) to adopt Ordinance #1013 amending portions of Chapter 5.02 of the Duvall Municipal Code, Sexually-Oriented Businesses, and repealing section 5.02.330, in order to provide for an Administrative Decision-Making Process for such businesses and to make Chapter 5.02 DMC consistent with Title 14 DMC, the City's Unified Development Regulations. Carried. (6 ayes).*

7. (AB05-54) Ordinance #1014 amending section 8.06 of the Duvall Municipal Code "Addressing Regulations and Related Matters," and repealing Chapter 8.08 DMC, "Sidewalk Cafes," in order to provide consistency with revisions to Title 14 DMC, the City's Unified Development Regulations, and repealing pages 223-236 of Title 8. *It was moved and seconded (Gill-Page) to adopt Ordinance #1014 amending section 8.06 of the Duvall Municipal Code "Addressing Regulations and Related Matters," and repealing Chapter 8.08 DMC, "Sidewalk Cafes," in order to provide consistency with revisions to Title 14 DMC, the City's Unified Development Regulations, and repealing pages 223-236 of Title 8. Carried. (6 ayes).*

8. (AB05-55) Ordinance #1015 repealing Chapters 10.14. and 10.14A of Title 10 of the Duvall Municipal Code, "Buildings and Construction," in order to provide consistency with revisions to Title 14 DMC, the City's Unified Development Regulations. *It was moved and seconded (Page-Ibershof) to adopt Ordinance #1015 repealing Chapters 10.14 and 10.14A of Title 10, of the Duvall Municipal Code, "Buildings and Construction," in order to provide consistency with revisions to Title 14 DMC, the City's Unified Development Regulations. Carried. (6 ayes).*

9. (AB05-56) Ordinance #1016 adopting the Public Works Development Design Standards. *It was moved and seconded (Ibershof-Gill) to adopt Ordinance #1016 amending Chapter 8.04 of the Duvall Municipal Code and adopt changes to the "pre-amble" to the Public Works Development Design Standards. Carried. (6 ayes).*

10. Discussion pertaining to the lifting of the City of Duvall's current building moratorium. The City Council discussed dates for lifting the building moratorium early. The current building moratorium will expire on August 25, 2005.

Doreen Booth explained that she would like to be able to publicly and widely announce the date the moratorium will be lifted. She said she would also like to set the date to start

setting up pre-application meetings. She explained that if an Ordinance is passed at the next Council Meeting of August 11th, it would not become effective until 5 days following the legal publication of the Ordinance in the City's legal newspaper. That would put the expiration date at August 22, 2005.

There was Council consensus to bring forward an Ordinance to the August 11th City Council Meeting repealing Ordinance #1010, and lifting the moratorium.

X. **Executive Session:** *None*

XI. **Adjournment:**
It was moved and seconded (Possinger-Von Tobel) to adjourn the meeting.

The meeting adjourned at 8:15 PM.

Signed _____
Mayor Pro Tem Jeffrey Possinger

Attest _____
Jodee Schwinn, City Clerk